

**NOTICE TO BIDDERS AND
NOTICE OF PUBLIC HEARING
JURISDICTION OF CITY OF ELK HORN, IA PUBLIC IMPROVEMENT PROJECT**

Notice is hereby given that a public hearing will be held by the City of Elk Horn, IA on the proposed contract documents (plans, specifications, and form of contract) and estimated cost for the improvement at its meeting at 6:00 P.M. on Wednesday, September 2, 2026, in said City of Elk Horn, City Hall, 2029 Washington Street, Elk Horn, IA 51531 for the College Street Reconstruction - Elk Horn, IA.

Sealed bids for the work comprising each improvement as stated below must be filed before 2:00 P.M. on Tuesday, September 1, 2026, in the office of the City of Elk Horn, City Hall, 2029 Washington Street, PO Box 216, Elk Horn, IA 51531. Bids received after the deadline for submission of bids as stated herein shall not be considered and shall be returned to the late bidder unopened.

Sealed proposals will be publicly opened, read by the Engineer, and bids tabulated at 2:00 P.M. on Tuesday, September 1, 2026, in the City of Elk Horn, City Hall, 2029 Washington Street, PO Box 216, Elk Horn, IA 51531 for consideration by the City of Elk Horn, IA at its meeting at 6:00 P.M. on Wednesday, September 2, 2026 at City Hall.

Work on the improvement shall be commenced immediately upon approval of the contract by the Council and be completed as stated below.

Copies of the contract documents are available at the Office of City Clerk at City Hall. The initial set is free of charge to prospective bidders, i.e. qualified general contractors. Hard copies of the project documents may be obtained from Snyder & Associates, Inc., 1800 West 22nd Street, Suite 200, Atlantic, IA 50022 at no cost. Electronic contract documents are available at no cost by clicking on the "Bids" link at www.snyder-associates.com and choosing **College Street Reconstruction - Elk Horn, IA** on the left. Project information, engineer's cost opinion, and plan holder information is also available at no cost at this website. Downloads require the user to register for a free membership at QuestCDN.com.

To the extent allowed by Federal law and regulation, by virtue of statutory authority, preference will be given to products and provisions grown and coal produced within the State of Iowa, and to Iowa domestic labor, to the extent lawfully required under Iowa statutes.

In accordance with Iowa statutes, a resident bidder shall be allowed a preference as against a nonresident bidder from a state or foreign country if that state or foreign country gives or requires any preference to bidders from that state or foreign country, including but not limited to any preference to bidders, the imposition of any type of labor force preference, or any other form of preferential treatment to bidders or laborers from that state or foreign country. The preference allowed shall be equal to the preference given or required by the state or foreign country in which the nonresident bidder is a resident. In the instance of a resident labor force preference, a nonresident bidder shall apply the same resident labor force preference to a public improvement in this state as would be required in the construction of a public improvement by the state or foreign country in which the nonresident bidder is a resident.

General Nature of the Public Improvement: College Street Reconstruction - Elk Horn, IA. Project number is 126.0929.09 and is located on College Street from Union Street east to Main Street. The project consists of complete reconstruction with PC concrete including Union Street intersection, ADA compliant sidewalk ramps, and miscellaneous associated work.

Each bidder shall accompany its bid with bid security as defined in Iowa Code Section 26.8, and in the amount of 10% of the total amount of the bid as security that the successful bidder will enter into a contract for the work bid upon and will furnish after the award of contract a corporate surety bond, in a form acceptable to the Jurisdiction, for the faithful performance of the contract, in an amount equal to 100% of the amount of the contract. The bidder's security shall be in the amount fixed in the Instruction to Bidders and shall be in the form of a cashier's check or a certified check drawn on an FDIC insured bank in Iowa or on an FDIC insured

bank chartered under the laws of the United States; or a certified share draft drawn on a credit union in Iowa or chartered under the laws of the United States; or a bid bond on the form provided in the contract documents with corporate surety satisfactory to the Jurisdiction. The bid shall contain no condition except as provided in the specifications.

The City of Elk Horn, IA reserves the right to defer acceptance of any bid for a period of up to sixty (60) calendar days after receipt of bids and no bid may be withdrawn during this period. If requested, the bid security of unsuccessful bidders shall be promptly returned as soon as the successful bidder is determined or within thirty (30) days, whichever is sooner.

Each successful bidder will be required to furnish a corporate surety bond in an amount equal to 100% of its contract price. Said bond shall be issued by a responsible surety approved by City of Elk Horn, IA and shall guarantee the faithful performance of the contract and the terms and conditions therein contained and shall guarantee the prompt payment of all material and labor, and protect and save harmless City of Elk Horn, IA from claims and damages of any kind caused by the operations of the contract and shall also guarantee the maintenance of the improvement caused by failures in materials and construction for a period of two years from and after acceptance of the contract. The guaranteed maintenance period for new paving shall be four years.

The City of Elk Horn, IA, in accordance with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42U.S.C. 2000d to 2000d-4 and Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-assisted programs of the Department of Transportation issued pursuant to such Act, hereby notifies all bidders that it will affirmatively insure that in any contract entered into pursuant to this advertisement, minority business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award.

Contractor shall fully complete the project in 25 working days. Should the contractor fail to complete the work in this timeframe, liquidated damages of \$1,000.00 per working day will be assessed for work not completed within the designated contract term. The late start date shall be April 5, 2027.

The City of Elk Horn, IA does hereby reserve the right to reject any or all bids, to waive informalities, and to enter into such contract, or contracts, as it shall deem to be in the best interest of the jurisdiction.

This Notice is given by authority of the City of Elk Horn, IA.

/s/ Chelsea Jacobsen, City Clerk

City of Elk Horn, IA

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